

BISBEE DAILY REVIEW

Published Every Day Except Monday

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FINDING FAULT WITH JURORS.

Is it proper for a Judge to scold a grand jury from the bench for refusing to indict a person whom the Judge thinks ought to be indicted?

This question is suggested by an occurrence on Tuesday in the court of Quarter Sessions of Hudson county, New Jersey. In his charging the grand jury, Judge John A. Blair said:

"The whole court has examined the testimony taken before you in the Sullivan case, and it is the unanimous and unqualified opinion of the court that the evidence was such, and sufficient for you to have found an indictment. To take no notice of such negligent or wilful disregard of duty on your part, and to permit you to depart with the thanks of the public from the court would be equivalent to an acknowledgment of an agreement between the grand jury and the court not to prosecute and punish manifest violations of law."

It seems that the jurors thus addressed constituted the third grand jury which had refused to find an indictment against the person mentioned by Judge Blair. The foreman asked the Judge for leave to say a word in response to the rebuke from the bench, but this favor was peremptorily refused.

Now, it is to be noted that the Constitution and the laws of those states, in which the grand jury system is preserved, do not leave it to the Judges to scold a grand jury. That function is conferred upon the grand jury.

Of course, if a grand jury is induced by corruption, or friendship, or cowardice, to ignore an accusation where they ought to find an indictment, they are properly censurable by somebody; but should they be reprimanded publicly by the Judge of the court in which they are serving, simply because the evidence which he has read in a certain case convinces him that they should have indicted a person against whom no indictment has been found? And should such a rebuke have been followed by a refusal to permit any explanation from the foreman? Might it not be better that testimony which reads like the truth seemed unworthy of credit when heard from the mouths of the witnesses before the grand jury?

DIFFICULTIES OF THE CONTRACT LABOR PROBLEM.

In his speech before the American Federation of Labor Edward P. McSweeney, deputy commissioner of immigration at the port of New York, declared that the spirit of the contract labor law was being violated by wholesale. It is to be presumed that he learned that this was so while he was in the performance of his official duties, and if a deputy commissioner of his sympathies and interests permits the violations to occur it must be because there are great practical obstacles to a thorough enforcement of the law.

The subject is touched upon in the president's message, where protection against laborers brought over by contract is commended. But the principle and an effective means of carrying it out are not the same thing, and it is doubtful if a complete prohibition will ever be possible, because any conceivable law except a race exclusion act can be easily evaded.

All that is necessary is to devise some method of agreement between the immigrant and the contractor which can be kept secret, and the mutual interest of the parties and the dependence of the one upon the other make this feasible. No break is likely to come before the immediate object of both has been accomplished, and after that the reopening of an investigation is not probable or profitable. The officials have too much to do in attending to the current stream of newcomers.

Race exclusion is, of course, impossible except against the orientals, and as immigration runs now the orientals are a small factor in the general labor problem. Europe's contribution to the United States during the first nine months of the present year was 335,297; Asia's 10,514.

RETURNING witnesses from Tombstone bring the intelligence that Judge Davis will probably render his decision in the tax cases before the adjournment of the present term of court. It is to be hoped that the decision of the court will be forthcoming at the earliest possible date. This is much to be desired by both the company and the county. The case has gone to the court on its merits. In event of either decision the case will probably go to the supreme court of the U. S.

THE REVIEW carried the welcome news to Judge Davis of his re-appointment as Judge of the First Judicial district. No doubt that was the most interesting item to his honor in our issue of December 12th.

THE payment of \$14,000 into the county treasury this week by the Copper Queen company in a measure relieves the unsettled conditions regarding the public schools throughout the county. It serves to show also that the Copper Queen company is not endeavoring to evade its just burden of taxation, but the company no doubt feels that it has been unjustly discriminated against when other like property in the territory has escaped.

Notice of Stockholders Meeting

Notice is hereby given that the annual meeting of the stockholders of the South Bisbee Copper Mining and Townsite Improvement company, a corporation organized under and by virtue of the laws of the territory of Arizona, will be held at the office of the company at Bisbee, Arizona, on the fourteenth day of January, 1902, between the hours of two o'clock and four o'clock p. m. of said day, for the election of directors and such other business as may come before the meeting.

Dated Bisbee, Arizona, December 3, 1901.
C. B. JONES, Secretary.

RICHARD WAGNER CONCERT COMPANY OPERA HOUSE SATURDAY EVE DEC. 14TH



will appear in a Benefit Performance in aid of the building fund for the Bisbee Woman's Club of Bisbee. This company is acknowledged to be one of the finest and best concert companies now on a tour through the south-west. The company consists of the following: Miss Gretchen Barnett, who is acknowledged to be one of California's most prominent contralto singers. Miss Barnett possesses a voice of unusual range, quality and richness of tone and can only be classed with such singers as the noted Emma Nevada. Miss Mable Richardson is beyond all doubt the most pleasing reader that ever graduated from the famous Boston School of Expression. Her voice being clear and distinct and her gestures graceful. Her lecture on Woman's Rights and "Aurora Italiana," is one of the features of the evening's entertainment. Miss Richardson's charming manner and excellent work never fails to win her audience.

Mr. Julius A. Hang is without doubt one of America's greatest violin soloists. Mr. Hang is a graduate from both the Vienna, Austria, and Leipzig conservatory of music of Paris. He is a musician of rare ability and is considered one of America's greatest violinists for his age. Although quite young Mr. Hang was the first director of the Vienna Elite orchestra of Vienna, Austria. He has traveled extensively in Europe and has frequently played for royalty and was highly honored by gifts of their appreciation. While a violinist of rare ability Mr. Hang is a pianist of great ability, noted particularly for his technique and steady study by Rubenstein will give his audience a great treat.

The concert closes with a musical sketch of home life entitled "Janglings." Admission \$1.00 and \$1.50.

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Go to Hart & Graf for fresh fruit vegetables and oysters. 10-8-tf.

Don't make your selection for a Christmas present until you have examined the stock of jewelry and novelties shown by Geo. H. Cook & Co. at Blewett's shoe store. 12 11tf

For Ladies' and Gents' solid Gold Chains. Silver Novelties, Flashes and Baby Rings, etc., go to August Joers' Jewelry Store, Main street, opposite Library Hall.

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Notice

A special meeting of the Bisbee Gun Club will be held Thursday, at 8 p. m., at the Opera Club. All members of the club are earnestly requested to attend, as business of importance will be brought before the meeting. 12 11 2t. IKE IVES, President.

Chance to Buy

The O. K. Livery Stable and stage lines, together with stock and vehicles. Entire business or part of it. Undertaking business included. Address B. F. Graham & Co., Bisbee, Arizona. 11-9-tf

Notice.

The first block of stock in the Napoleon Gold Mining company is now on sale at 25 cents per share. W. B. Kelley, of Bisbee, is an authorized agent of the company to receive subscription for stock.
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THE FRATERNAL BROTHERHOOD of Independence Lodge No. 14, meets every first and third Wednesday of the month. Visiting members are cordially invited.

LANDMARK CHAPTER No. 5, R. A. M. Regular Conventions third Tuesday in each month, 5:15 p. m. Visiting members of good standing gladly received.
C. C. WARNER, H. P. FRANK J. GRAY, Sec.

IMPROVED ORDER OF RED MEN, COCHISE Tribe No. 7, meet every Thursday evening at the Opera House. Visiting brothers cordially invited.

PERFECT ASHLAR LODGE No. 12, R. A. M. Meets every first and third Wednesday of the month. Visiting members cordially invited to attend.
J. J. MURHEAD, W. M. J. L. BROWN, Secretary.

RATHBONE LODGE No. 10, R. A. M. Meets every Tuesday evening in Library Hall. Visiting brothers cordially invited.

BISBEE LODGE NO. 10, I. O. O. F., meets every Wednesday evening. Visiting brothers cordially invited to attend.
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